



IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

APPLICANT: Albert K. Chin  
APPLICATION NO.: 09/635,345  
FILING DATE: August 9, 2000  
TITLE: Apparatus and Methods for Subxiphoid Endoscopic Access  
EXAMINER: Thomas C. Barrett  
GROUP ART UNIT: 3738  
ATTY. DKT. NO.: 80121-07179

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below:

Dated: 8/15/05

By: A. C. Smith

Albert C. Smith, Reg. No.: 20,355

MAIL STOP PETITION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR  
PATENT ABANDONED UNINTENTIONALLY  
UNDER 37 CFR §1.137(b)

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus extensions of time actually obtained.

08/17/2005 ZJUHR1 00000031 09635345

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1. Petition fee  
☐ Small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.  
☒ Other than small entity - fee \$1,500.00 (37 CFR 1.17(m)).
2. Reply and/or fee  
A. The reply and/or fee to the above-noted Office Action in the form of Amendment:  
☐ has been filed previously on \_\_\_\_\_.  
☒ enclosed herewith.  
B. The issue fee and publication fee (if applicable of \$ \_\_\_\_\_)  
☐ has been paid previously on \_\_\_\_\_.  
☐ is enclosed herewith.
3. Terminal disclaimer with disclaimer fee  
☒ Since this utility/plant application was filed on or after June 8, 1995 no terminal disclaimer is required.  
☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).
4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.
5. Enclosures: ☒ Fee Payment  
☐ Reply  
☐ Terminal Disclaimer Form  
☐ Additional sheets containing statements establishing unavoidable delay

☒ Other: Authorization is hereby made to charge any additional amount due or credit any over-payment to Deposit Account 19-2555.

Respectfully submitted,  
ALBERT K. CHIN

Dated: 8/15/05

By: A.C. Smith

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